

**MAGISTRATE JUDGE CLERK NOTES**Magistrate Judge: Charles B. Swartwood, IIIDate: March 5, 200Courtroom Clerk: RolandTape Number: 11:14; 11:32 am Time In Court: 35  
minCase: USA v. Michael WhitmoreCase Number: 04-1683-CBSAUSA: CapinDefense Counsel: WatkinsPTSO/PO: Cuascut

Interpreter: \_\_\_\_\_ Language: \_\_\_\_\_

**TYPE OF HEARING**☐ **Initial Appearance**

- ☐ Arrested: in another district  
☐ Defendant Sworn  
☐ Advised of Charges  
☐ Advised of Rights  
☐ Requests Appointment of Counsel  
☐ Has Retained Counsel  
☐ Court Orders Counsel be Appointed  
☐ Government Requests Detention & Continuance

☐ **Arraignment**

- ☐ Defendant Waived Reading of Indictment  
☐ Defendant Pleads Not Guilty to Counts \_\_\_\_\_  
☐ **Removal Hearing/Rule 40**  
☐ Defendant Waives Identity Hearing  
☐ Defendant Ordered Removed to Charging District.  
Order to Issue.  
☐ Defendant Released, Conditions Remain/ Modified/Set  
☐ Identity Established

☒ **Preliminary Examination (Rule 5 or Rule 32.1)**

- ☐ Probable Cause Found  
☐ Identity Established  
☐ Defendant Waives Identity Hearing  
☐ Defendant Waives Preliminary Examination

☐ **Bail Hearing**

- ☐ Bail Revoked, Defendant Ordered Detained  
☐ Defendant Released, Conditions Remain in full force  
☐ Defendant Released on \_\_\_\_\_ with Conditions

☒ **Detention Hearing**

- ☐ Defendant Requests a Continuance  
☐ Defendant Consents to Voluntary Detention  
☐ Defendant Detained, Order to Issue  
☐ Defendant Released on \_\_\_\_\_ with conditions  
☒ Detention Taken Under Advisement

☐ **Miscellaneous Hearings**

- ☐ Attorney Appointment Hearing  
☐ Change of Plea (Rule 11) Hearing  
☐ Material Witness Hearing  
☐ Motion Hearing  
☐ \_\_\_\_\_ Status Conference  
☐ Other \_\_\_\_\_

☐ **Preliminary Probation Revocation Hearing**

- ☐ Defendant Ordered Detained  
☐ Defendant Released

**CONTINUED PROCEEDINGS**

\_\_\_\_\_ set for \_\_\_\_\_ at \_\_\_\_\_

**REMARKS**

Case called, Counsel appear for Probable Cause Hearing and Detention, Govt calls Lisa Rudnicki, Cross, Closing  
Arguments, Court calls Betty Whitmore as potential Third Party Custodian. Matter Taken Under Advisement

